



RESOLUTION

BY COUNCILMAN JIM MADDOX

04 R 2264

A RESOLUTION TO AMEND RESOLUTION 04-R-1367 ESTABLISHING A PRIVATE PROPERTY VENDING POLICY AND ADVISORY COMMITTEE SO AS TO EXTEND THE PERIOD OF TIME WITHIN WHICH THE COMMITTEE IS REQUIRED TO SUBMIT ITS REPORT TO THE MAYOR AND CITY COUNCIL; AND FOR OTHER PURPOSES.

Whereas, Resolution 04-R-1367, adopted August 16, 2004 and approved August 25, 2004 (copy attached), established the Private Property Vending Policy and Advisory Committee; and

Whereas, Section 3 of said Resolution required the Committee to submit its report to the Mayor and City Council within 120 days of the enactment of Resolution 04-R-1367; and

Whereas, said 120 day time period expires December 23, 2004 and, to date, only two of the seven member appointments have been made; and

Whereas, an extension of time is necessary to allow the appointment process to be completed and to allow the Committee to perform its review and submit its report.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA that the period of time within which the Private Property Vending Policy and Advisory Committee is required to perform its review and submit its report to the Mayor and City Council is hereby extended through and including June 30, 2005.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

DEC 06, 2004
DEC 10, 2004

A Resolution

Councilman Jim Maddox

A Resolution Establishing a Private Property Vending Policy and Advisory Committee for the Purpose of Reviewing City Policy with Respect to Vending on Private Property and to Make Recommendations to the Mayor And City Council as to Ways to Improve the City's Private Property Vending Program; and for Other Purposes.

Whereas, the City has the responsibility to regulate , and prohibit any act, practice, conduct, or use of property which is detrimental, or likely to be detrimental, to the health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city and to provide for the enforcement of such standards; and

Whereas, the City has the power to make, ordain, and establish such bylaws, ordinances, rules, and regulations as shall appear necessary for the security, welfare, convenience, and interest of the city and the inhabitants thereof and for preserving the health, peace, order, and good government of the city; and

Whereas, pursuant to its police powers, the City of Atlanta is authorized to enact legislation to regulate certain types of businesses and industries which could potentially affect the public health, safety and welfare, including vending on private property; and

Whereas, there is a proliferation of private property vendors some of whose vending sites and structures are unsightly and unsafe; and

Whereas, this proliferation of private property vendors has also led to traffic congestion and the creation of dangerous traffic conditions; and

Whereas, the City ordinances regarding vending on private property should be reviewed, revised and updated in order to eliminate the problems associated with vending on private property; and

Whereas, in light of the foregoing , it is necessary and appropriate for the City of Atlanta to promote the public health, safety and general welfare of its citizens by creating the Private Property Vending Policy and Advisory Committee.



**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF
THE CITY OF ATLANTA, GEORGIA, as follows:**

Section 1: There is hereby established a seven (7) member Private Property Vending Policy and Advisory Committee which shall be appointed as follows:

- a. Two (2) members shall be appointed by the Mayor;
- b. Four (4) members shall be appointed by Council : One (1) by the President of Council, and one (1) from each of the three (3) Post/District Council groupings. (one of said members shall be a representative of the vending industry.); and
- c. One (1) member shall be appointed by the Atlanta Planning Advisory Board (APAB).

Section 2: The Private Property Vending Policy and Advisory Committee shall serve as an advisory body to the Mayor and City Council and shall review current City Policy and laws with respect to vending on private property and shall submit a report which shall include suggestions and recommendations regarding ways to improve the City's private property vending program.

Section 3: The Private Property Vending Policy and Advisory Committee shall submit its report to the Mayor and City Council within one hundred and twenty (120) days of the enactment of this resolution.

Section 4: That upon this resolution becoming law, the Municipal Clerk shall immediately notify APAB of the adoption of this resolution and request that the name of APAB's appointee be submitted within two weeks following such notification.

Section 5: That the Private Property Vending Policy and Advisory Committee shall be considered disbanded upon submittal of its final report.

Section 6 That all resolutions or parts of resolutions in conflict herewith are hereby rescinded.

A true copy

Khanda Daughtry Johnson
Municipal Clerk, CMO

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

AUG 16, 2004

AUG 25, 2004

RCS# 6365
12/06/04
8:29 PM

Atlanta City Council

Regular Session

PERSONAL

AMEND 04-R-1367 ESTABLISHING A PRIVATE
PROPERTY VENDING POLICY & ADVISORY COMM
ADOPT

YEAS: 13
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	N Martin	E Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

PERSONAL

#9

(Do Not Write Above This Line)

04 R 2264

BY COUNCILMAN JIM MADDOX

A RESOLUTION TO AMEND RESOLUTION
04-R-1367 ESTABLISHING A PRIVATE
PROPERTY VENDING POLICY AND ADVISORY
COMMITTEE SO AS TO EXTEND THE PERIOD
OF TIME WITHIN WHICH THE COMMITTEE IS
REQUIRED TO SUBMIT ITS REPORT TO THE
MAYOR AND CITY COUNCIL; AND FOR OTHER
PURPOSES.

Adopted by
Full Council
ADOPTED BY 12/8/04

DEC 06 2004

COUNCIL

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:

Committee _____
Date _____
Chair _____
Referred To _____

Committee	Date	Chair	Action Fav, Adv, Hold (see rev. side) Other	Members	Refer To
Committee					
Date					
Chair					
Action Fav, Adv, Hold (see rev. side) Other					
Members					
Refer To					

Committee	Date	Chair	Action Fav, Adv, Hold (see rev. side) Other	Members	Refer To
Committee					
Date					
Chair					
Action Fav, Adv, Hold (see rev. side) Other					
Members					
Refer To					

FINAL COUNCIL ACTION
☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

DEC 06 2004
ATLANTA CITY CLERK
RESIDENT

MAYOR'S ACTION

Mayor's Action